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8 **BEFORE THE**
9 **BOARD OF REGISTERED NURSING**
10 **DEPARTMENT OF CONSUMER AFFAIRS**
11 **STATE OF CALIFORNIA**

12 In the Matter of the Statement of Issues
Against:

Case No. *2013-301*

13 **STATEMENT OF ISSUES**

14 **LILIT SAHAKYAN**
a.k.a. LILIT SAHRADYAN

15 Respondent.

16 Complainant alleges:

17 **PARTIES**

18 1. Louise R. Bailey, M.Ed., RN (Complainant) brings this Statement of Issues solely
19 in her official capacity as the Executive Officer of the Board of Registered Nursing, Department
20 of Consumer Affairs.

21 2. On or about October 26, 2011, the Board of Registered Nursing (Board) received
22 an application for Licensure by Examination for a Registered Nurse License from Lilit Sahakyan
23 a.k.a. Lilit Sahradyan (Respondent). On or about October 20, 2011, Lilit Sahakyan a.k.a. Lilit
24 Sahradyan certified under penalty of perjury to the truthfulness of all statements, answers, and
25 representations in the application. The Board denied the application on January 25, 2012.

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subdivision (a) only if the crime is substantially related to the qualifications, functions, or duties of the business or profession for which the licensee's license was issued.

"(c) A conviction within the meaning of this section means a plea or verdict of guilty or a conviction following a plea of nolo contendere. Any action that a board is permitted to take following the establishment of a conviction may be taken when the time for appeal has elapsed, or the judgment of conviction has been affirmed on appeal, or when an order granting probation is made suspending the imposition of sentence, irrespective of a subsequent order under the provisions of Section 1203.4 of the Penal Code."

6. Section 2736 provides, in pertinent part, that the Board may deny a license when it finds that the applicant has committed any acts constituting grounds for denial of licensure under section 480 of that Code.

7. Section 2761 states, in pertinent part:

"The board may take disciplinary action against a certified or licensed nurse or deny an application for a certificate or license for any of the following:

"(a) Unprofessional conduct, which includes, but is not limited to, the following:

.....

"(f) Conviction of a felony or of any offense substantially related to the qualifications, functions, and duties of a registered nurse, in which event the record of the conviction shall be conclusive evidence thereof."

REGULATORY PROVISIONS

8. California Code of Regulations, title 16, section 1444 states, in pertinent part:

"A conviction or act shall be considered to be substantially related to the qualifications, functions or duties of a registered nurse if to a substantial degree it evidences the present or potential unfitness of a registered nurse to practice in a manner consistent with the public health, safety, or welfare."

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1 dishonesty, fraud, or deceit with the intent to substantially benefit herself, or substantially injure
2 another. Complainant refers to, and by this reference incorporates, the allegations of above
3 paragraph 9, as though fully set forth.

4 **THIRD CAUSE FOR DENIAL OF APPLICATION**

5 **(Acts Warranting Denial of Licensure)**


6 11. Respondent's application is subject to denial under section 480, subdivisions (a)(3)(A)
7 and (a)(3)(B), in that Respondent committed acts which if done by a licensed registered nurse
8 would be grounds for suspension or revocation of her license. Respondent was convicted of a
9 crime substantially related to the qualifications, functions, or duties of a licensed registered nurse
10 which to a substantial degree evidences her present or potential unfitness to perform the functions
11 authorized by her license in a manner consistent with the public health, safety, or welfare, in
12 violation of section 2761, subdivision (f) and 490, in conjunction with California Code of
13 Regulations, title 16, section 1444. Complainant refers to, and by this reference incorporates, the
14 allegations of above paragraph 9 as though fully set forth.

15 **PRAYER**

16 WHEREFORE, Complainant requests that a hearing be held on the matters herein alleged,
17 and that following the hearing, the Board issue a decision:

- 18 1. Denying the application for Licensure by Examination for a Registered Nurse License
19 from Lilit Sahakyan a.k.a. Lilit Sahradyan;
20 2. Taking such other and further action as deemed necessary and proper.

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22 DATED: OCTOBER 16, 2012


LOUISE R. BAILEY, M.ED., RN
Executive Officer
Board of Registered Nursing
Department of Consumer Affairs
State of California
Complainant

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